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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/575,275	04/11/2006	Hasse Sinivaara	60091.00457	7231
32294 7590 11/09/2009 SQUIRE, SANDERS & DEMPSEY L.L.P. 8000 TOWERS CRESCENT DRIVE 14TH FLOOR VIENNA, VA 22182-6212				
EXAMINER				
DAGLAWI, AMAR A				
ART UNIT		PAPER NUMBER		
2618				
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11/09/2009		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

### Office Action Summary

**Application No.**

10/575,275

**Applicant(s)**

SINIVAARA, HASSE

**Examiner**

AMAR DAGLAWI

**Art Unit**

2618

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 23 June 2009.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-20, 23-25 and 27-32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20, 23-25 and 27-32 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 04/11/2006 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### ***Response to Amendment***

Claims 1-20, 23-25, 27-31 have been amended. New claim 32 has been added. Claims 1-20, 23-25 and 27-32 are currently pending. Claim 21, 22, and 26 have been cancelled. The amendment has been entered.

### ***Response to Arguments***

1. Applicant's arguments filed on 06/23/2009 have been fully considered but they are not persuasive.
2. The applicant argues with respect to claims 1-20, 23-25, and 27-31 that Karaoguz (US 2002/0059434) fails to teach "receiving from a mobile network, the indication at a multi-mode terminal operably connected to the mobile network, the indication indicating that services may be locally available via at least one short-range wireless network". However, the Examiner respectfully disagrees. Karaoguz teaches in Fig.4 a (multi-mode controller # 80) which is part of the mobile device. The multi-mode controller 80 receives network information indicative of whether the device is within range of a supported network. If the network is detected, it prompts the user of the device for input as to whether the user wishes to connect to the network and connect to the network depending on other options, examples of options include a switch on the device indicative of the user's preference under certain conditions or comparison of the service (available bandwidth, quality of service, network costs) available from each network. Karaoguz further teaches having one of the radio interfaces being a Bluetooth interface. Furthermore, Karaoguz further teaches in Figs.3 and 4 a multi-mode controller

in the mobile device that includes a receiver and multiple interfaces where the invention utilizes Bluetooth technology.

3. The applicant further refers to Karaoguz as failing to teach "controlling the multi-mode terminal to power save state with respect to a short-range radio interface after service information is collected through that short-range radio interface or when no network is detected through that short-range radio interface" and that Karaoguz occasionally uses the term "idle" and that those of ordinary skill in the art would recognize that a power save state with respect to a short-range radio interface means powering off the short-range radio interface. In par [0085], Karaoguz teaches a dual-mode controller 200 includes a synchronous state machine that combines the standby, inquiry scan, network scan, and connection procedure carried out by Bluetooth and 802.11b devices. Thus, power save states are taught by Karaoguz which are the states of standby, inquiry scan, network scan where the device saves power in a standby or idle states.

4. Furthermore, Karaoguz teaches in Fig.3, par [0044-0046], teaches a multi-controller receives network information indicative of whether the device is within range of a supported network. The decision to select a particular network maybe based on a variety of factors. A given network may be provide better quality of service than another network. A network may provide content such as Internet Access that another network does not provide. One network may provide information services (voice, data, multi-media) and a comparison of a service (available bandwidth, quality of service, network costs) available from each network. Moreover, extracting a network address is

inherently taught since providing internet access inherently means an IP address is being extracted. Karaoguz further teaches a network selector which indicates a plurality of networks and services are administered to the multi-mode terminal.

***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-20, 23-25 and 27-32 are rejected under 35 U.S.C. 102(b) as being anticipated by Karaoguz et al (US 2002/0059434 A1).

With respect to claim 1, Karaoguz teaches method (abstract, par [0008-0017]);

Receiving from a mobile network indication at multimode terminal operably connected to the mobile network, the indication indicating that services may be locally available via at least one short-range wireless network; (Fig.4, par [0044]-par [0050], par [0008-0017], abstract)

- based on the indication, collecting service information about services for the multimode terminal available through at least one short-range radio interface of the multimode terminal (Fig.4, par [0044-0050], par [0008-0017], abstract, Fig.5); and

- based on the service information collected, compiling a service list describing at least one service available through the at least one short-range radio interface (Fig.4, par [0044-0050], par [0008-0017], abstract, Fig.5)

3. With respect to claim 2, Karaoguz further teaches attempting to detect at least one short-range wireless network through at least one short range radio interface of the multi-mode terminal and gathering the service information through the at least one short range radio interface (Fig.3, Fig.4, par [0044-0050], abstract, fig.10).

4. With respect to claim 3, Karaoguz further teaches the attempting and gathering steps are performed for one short-range radio interface at a time (Fig.3, Fig.4, par [0044-0050], abstract).

With respect to claim 4, Karaoguz further teaches a step of controlling the multimode terminal to a power save state with respect to a short-range radio interface after service information is collected through that short-range radio interface or when no network is detected through that short- range radio interface (Fig.3, Fig.4, par [0044-0050]).

With respect to claim 5, Karaoguz further teaches attempting step includes attempting to detect short range wireless networks corresponding to all short range radio interfaces of the multimode terminal (Fig.3, Fig.4, par [0044-0050]).

With respect to claim 6, Karaoguz further teaches storing user preference data in the multimode terminal based on the preference data and the service information collected in the collecting step selecting one short range wireless network and

establishing communications with the short range wireless network selected (Fig.6, Fig.4, Fig.3, par [0044-0050]).

With respect to claim 7, Karaoguz further teaches wherein the indication received from the mobile network includes instructive information fro the collecting of said service information (Fig.6, Fig.4, Fig.3, par [0044-0050]).

With respect to claim 8, Karaoguz further teaches the instructive information includes at least one network address (Fig.14).

With respect to claim 9, Karaoguz further teaches the service information is collected through a radio interface by which the multimode terminal is operably connected to the mobile network (Fig.14).

With respect to claim 10, Karaoguz further teaches the collecting step includes the steps of extracting the at least one network address from the indication and gathering the service information based on the at least one network address

With respect to claim 11, Karaoguz further teaches the network address is an internet protocol address (par [0048]). [A given network may be provide better quality of service than another network. A network may provide content such as Internet Access that another network does not provide. One network may provide information services (voice, data, multi-media) and a comparison of a service (available bandwidth, quality of service, network costs) available from each network. Extracting a network address is inherently taught since providing internet access inherently means an IP address is being extracted]

With respect to claim 12, Karaoguz further teaches the instructive information indicates at least one short range radio interface for each service available locally (Fig.14).

With respect to claim 13, karaoguz further teaches the collecting step includes the steps of: attempting to detect at least one of the at least one short-range wireless network through at least one of the at least one short-range radio interface indicated by the instructive information; and gathering the service information through the at least one of the at least one short-range-radio interface (Fig.6, Fig.4, Fig.3, par [0044-0050]).

With respect to claim 14, Karaoguz further teaches a step of presenting the service list to a user of the multi-mode terminal (Fig.6, Fig.4, Fig.3, par [0044-0050]).

With respect to claim 15, Karaoguz further teaches the compiling step includes compiling the service list according to a user preference (Fig.6, Fig.4, Fig.3, par [0044-0050]).

With respect to claim 16, Karaoguz further teaches presenting step further includes presenting a required connectivity standard for each of the at least one service (Fig.6, Fig.4, Fig.3, par [0044-0050]).

With respect to claim 17, Karaoguz further teaches the service list includes service providers corresponding to at least one service (Fig.6, Fig.4, Fig.3, par [0044-0050]).



With respect to claim 18, Karaoguz further teaches a step of querying the user of the multimode terminal (Fig.14).

With respect to claim 19, Karaoguz further teaches receiving the indication as part of system information sent from the mobile network (Fig.14).

With respect to claim 20, Karaoguz further teaches maintaining a service data service database in the mobile network the service database including service-related data for the indication (Fig.14).

With respect to claim 23, Karaoguz further teaches the indication means are configured to send the indication as system information sent to terminals in the mobile network (Fig.4, Fig.3, par [0044-0050], par [0008-0017]).

With respect to claim 24, Karaoguz further teaches wherein the indication comprises instructive information for the collecting of said service information (Fig.6, Fig.4, Fig.3, par [0044-0050]).

With respect to claim 25, Karaoguz further teaches the service list includes information about a connectivity standard for at least one service (Fig.6, Fig.4, Fig.3, par [0044-0050]).

With respect to claim 27, Karaoguz teaches An apparatus (abstract, Fig.4): a first radio interface operably connectable to a mobile network (Fig.3, Fig.4, par [0044-0050]); at least one short-range radio interface (Fig.4, Fig.6);

Receiver configured to receive an indication from the mobile network through the first radio interface, the indication indicating that services may be locally available for the multimode terminal via at least one short-range wireless network (Fig.3, Fig.4, Fig.6, par [0044-0050], par [0008-0017]); and a controller configured to (Fig.4, #80)

- collect service information about services available via at least one of the at least one short-range wireless network (Fig.3, Fig.4, par [0044-0055], par [0008-0017]); and

- compile a service list based on the service information collected, the service list describing at least one service available via the at least one of the at least one short-range wireless network (Fig.3, Fig.4, Fig.6, par [0044-0055], par [0008-0017]).

With respect to claim 28, Karaoguz further teaches the apparatus is configured to attempt to detect the at least one of the at least one short range wireless network in response to the indication (fig.14).

With respect to claim 29, Karaoguz further teaches the apparatus is configured to activate one short-range radio interface at a time (Fig.3, Fig.4, Fig.6, par [0044-0055], par [0008-0017]).

With respect to claim 30, karaoguz further teaches the apparatus are further configured to control an activated short-range radio interface to a power save state after service information is collected through the activated short-range radio interface or if no network is detected through the activated short-range radio interface (Fig.3, Fig.4, Fig.6, par [0044-0055], par [0008-0017]).

With respect to claim 31, Karaoguz further teaches the apparatus configured to retrieve the service information from a network address included in the indication (Fig.3, Fig.4, Fig.6, par [0044-0055], par [0008-0017]).

With respect to claim 32, Karaoguz teaches an apparatus (Fig.4) comprising:

a first radio interface operably connectable to a mobile network (Fig.4, #68);  
at least one short-range radio interface (Fig.4, #60 par [0051-0052],  
receiving means for receiving an indication, from the mobile network, through the first radio interface, the indication indicating that services may be locally available for the multimode terminal via at least one short-range wireless network (Fig.4, par [0008-0016], par [0045-0048]);  
information collection means, responsive to the reception means, for collecting service information about services available via at least one of the at least one short-range wireless network (Fig.4, par [0008-0016], par [0045-0048]); and  
service indication means for compiling a service list based on the service information collected, the service list describing at least one service available via the at least one of the at least one short-range wireless network (Fig.3, Fig.4, par [0039-0042], par [0008-0016], par [0045-0048]).

### ***Conclusion***

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to AMAR DAGLAWI whose telephone number is (571)270-1221. The examiner can normally be reached on Monday- Friday (7:30 AM- 5:00 AM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, NGUYEN DUC can be reached on 571-272-7503. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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